

Senator Shelley proposed to amend the resolution by "authorizing the secretary to procure only a sufficient number for the chairmen of committees."

Senator Finlay offered as a substitute, "that the secretary be authorized to procure thirty copies of said Digest for the use of the Senate," which was adopted.

Senator Cole introduced a bill for the relief of the heirs and assigns of Haynes Crabtree, deceased. Read first time and referred to Committee on Private Land Claims.

On motion of Senator Fountain, the Senate adjourned until Monday next, at 10 o'clock A. M.

#### SENATE CHAMBER,

AUSTIN, TEXAS, January 20, 1873.

Senate met pursuant to adjournment. Prayer by the chaplain. Roll called; quorum present.

The journal of Saturday was read and adopted.

Senator Ruby presented petition of Luke A. Falvel, of Galveston. Read and referred to Committee on Claims and Accounts.

Senator Baker offered a bill to amend "section twenty-eight, article twelve, of the Constitution of the State of Texas." Read first time and referred to Committee on Constitutional Amendments.

Senator Sayers, chairman of Committee on Federal Relations, made the following report:

*Hon. E. B. Pickett, President of the Senate.*

SIR: Your committee to whom was referred a joint resolution, entitled "A joint resolution instructing our Senators and requesting our Representatives in Congress to urge the opening of the Indian country north of Texas to settlement," have examined the same and report it back, recommending its passage.

J. D. SAYERS, Chairman.

Senator Tracy introduced a bill to change the name of the Houston and Great Northern railroad company.

Read first time and referred to the Committee on Internal Improvements.

Senator Sayers introduced a bill to incorporate the Colorado, Austin and Lampasas railway company.

Read first time and referred to Committee on Internal Improvements.

Senator Swift introduced a bill making an appropriation for the mileage and *per diem* of members, and *per diem* pay of officers and employes, of the Thirteenth Legislature.

Read first time; rules suspended and ordered engrossed; rules further suspended, bill read third time and passed by the following vote:

Yeas—Mr. President, Avinger, Baker, Ball, Cole, Dillard, Dohoney, Evans, Finlay, Flanagan, Fountain, Henry, King, Latimer, Pyle, Rawson, Randle, Ruby, Saylor, Sayers, Shelley, Swift, Tendick, Tracy, Word—25.

Nays—Senator Ford—1.

The following communication was received from his Excellency the Governor:

EXECUTIVE OFFICE, AUSTIN, January 18, 1873.

*To the Honorable Senate and House of Representatives of the State of Texas:*

GENTLEMEN: I have the honor to enclose herewith copy of joint resolution No. 176 of House of Representatives of the United States, authorizing the Secretary of the Treasury to pay over to the State of Texas the balance remaining of the fund appropriated by the acts of September 9, 1850, and February 28, 1855, for the payment of the creditors of the late Republic of Texas, introduced in Congress by Hon. W. S. Herndon. Also, copy of letter from that gentleman to me, dated Washington, D. C., January 9, 1873. I request your early attention to this matter.

Very respectfully,

E. J. DAVIS, Governor.

On motion of Senator Ruby, the message was referred to Committee on Finance.

Senator Word introduced a bill to consolidate the International and Great Northern Railroads. Read first time and referred to the Committee on Internal Improvements.

Senator Dohoney introduced a joint resolution to amend article twelve, State Constitution, by striking out section forty of said article. Read first time and referred to Committee on Constitution.

Senator Swift introduced a bill to repeal "An act regulating public printing, approved August 13, 1870." Read



first time; rules suspended, read second time, and ordered engrossed; rules further suspended and the bill passed.

Senator Word offered the following resolution:

*Resolved*, That the Committee on Privileges and Elections be authorized to employ one clerk to record its proceedings.

Adopted.

Senator Ruby introduced a bill for the relief of heirs of Luke A. Falvel, deceased. Read first time and referred to Committee on Claims and Accounts.

Senator Saylor introduced a bill to amend "An act to provide for the mode and manner of conducting elections, making returns, and for the purity and protection of the ballot box, approved August 15, 1870." Read first time and referred to Committee on Privileges and Elections.

Senator Ball introduced a bill to repeal "An act to provide for appeals from interlocutory judgments in the district courts of the State." Read first time and referred to Judiciary Committee No. 1.

Senator Tracy introduced a bill to consolidate the Houston Tap and Brazoria Railway, the Huntsville Branch Railway, and the Victoria and Columbia Railroad, with the Houston and Great Northern Railroad. Read first time and referred to the Committee on Internal Improvements."

Senator Dillard introduced a bill to repeal "An act to establish a State Police, and provide for the organization and government of the same, approved July 1, 1870." Read first time and referred to Judiciary Committee No. 2.

Senator Shelley introduced a bill to incorporate the city of Austin. Read first time and referred to Committee on State Affairs.

Senator Dillard introduced a bill to incorporate the Rusk Masonic Institute. Read first time and referred to Committee on Education.

Senator Sayers offered the following resolution:

*Resolved*, That the sergeant-at-arms be authorized to procure a suitable room for the enrolling and engrossing clerks.

Adopted.

Senator Tracy offered the following resolution:



*Resolved*, That the Printing Committee be authorized to contract with some competent party for the proper printing of the journals of the Senate daily until otherwise provided.

Adopted.

Senator Saylor introduced a bill granting a pension to Col. F. W. Johnson, surviving veteran of the revolution which separated Texas from Mexico. Read first time and referred to Committee on State Affairs.

Senator Dillard introduced a bill to declare valid an election for municipal officers in the town of Rusk, held November 8, 1872. Read first time and referred to Committee on State Affairs.

Senator Dohoney offered the following resolution:

*Resolved*, That the President of the Senate be and he is hereby authorized and instructed to refer the different portions of the Governor's message now on the table to the respective and appropriate standing committees.

Adopted.

The hour having arrived for the special order, viz., a resolution authorizing the President to appoint a postmaster, pages and porters, the same was taken up.

On motion of Senator Latimer, "postmaster" was stricken out.

On motion of Senator Finlay the resolution was amended, fixing the *per diem* pay of pages and porters at three dollars.

The resolution as amended was adopted.

Senator Shelley offered the following:

*Resolved*, That the sergeant-at-arms provide suitable rooms for the committees within the Capitol building, if the same can be had, and if the same in the basement of the building be occupied, he shall report to the Senate in writing how and by whom they are so occupied, and that he report as soon as practicable.

Adopted.

Senator Shelley presented the following report of the sergeant-at-arms:

*Hon. E. B. Pickett, President of the Senate:*

SIR: I beg leave to report to your honorable body that the sergeant-at-arms of the House has possession of the room known as the President's room, and has been instructed by the Speaker of the House to hold it.

Very respectfully, your obedient servant,

A. FAULKNER, Sergeant-at-arms.



On motion of Senator Ruby the report was referred to Committee on Public Buildings.

On motion of Senator Flanagan the Senate adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER,

AUSTIN, TEXAS, January 21, 1873.

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the chaplain.

The following message was received from the Governor:

EXECUTIVE OFFICE, AUSTIN, January 20, 1873.

*To the Honorable Senate of the State of Texas:*

GENTLEMEN: I respectfully ask your advice and consent to the following appointment, to-wit: B. Graham, as State Treasurer.

Respectfully,

EDMUND J. DAVIS, Governor.

On motion of Senator Fountain the message was referred to Judiciary Committee No. 1.

The following message was received from the Governor:

EXECUTIVE OFFICE, AUSTIN, January 20, 1873.

*To the Honorable Senate of the State of Texas:*

GENTLEMEN: I respectfully ask your advice and consent to the following appointments, to-wit: Robert H. Taylor, as Judge of the Eighth Judicial District; Peter Royal, Director State Penitentiary; A. G. Malloy, Inspector State Penitentiary.

Respectfully,

EDMUND J. DAVIS, Governor.

The message was read and referred to the Committee on Penitentiary.

Senator Shelley presented the petition of Mrs. Emma M. Moore, which was read and referred to the Committee on Claims and Accounts.

Senator King presented the petition of Bertha Staffel, which was read and referred to Committee on Claims and Accounts.

On motion of Senator Flanagan, Senator F. G. Franks,